PROOF

STATE OF IOWA

House Journal

WEDNESDAY, APRIL 21, 2021

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JOURNAL OF THE HOUSE

One Hundred-first Calendar Day - Sixty-fifth Session Day

Hall of the House of Representatives Des Moines, Iowa, Wednesday, April 21, 2021

The House met pursuant to adjournment at 8:34 a.m., Speaker Grassley in the chair.

Prayer was offered by Anderson of Polk.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Hannah Cree, Page from Roland.

The Journal of Tuesday, April 20, 2021, was approved.

SPECIAL PRESENTATION TO HOUSE PAGES

Speaker Grassley invited the following House Pages to the Speaker's station for a special presentation and thanked them for their service to the House of Representatives:

Ella Apana-Stipe Grace Blythe
Hannah Cree Abe Dieleman
Stacia Drey Jagaar Halverson
Tanner Kenin Paiven Knoot
Olivia Larson Michael Mitchell
Melissa Pardock Grace Sundstrom

Abbey Welden

A certificate of excellence for serving with honor and distinction as a House Page during the First Regular Session of the Eighty-ninth General Assembly was presented to the House Pages by Speaker Grassley, Speaker Pro Tempore Wills and Minority Leader Prichard.

The House rose and expressed its appreciation.

On motion by Windschitl of Harrison, the House was recessed at 8:49 a.m., until 10:30 a.m.

AFTERNOON SESSION

The House reconvened at 2:03 p.m., Speaker Grassley in the chair.

INTRODUCTION OF BILLS

<u>House File 872</u>, by committee on Ways and Means, a bill for an act relating to the redemption of beverage containers, providing civil penalties, and including effective date provisions.

Read first time and referred to committee on Appropriations.

<u>House File 873</u>, by Gaines and Thede, a bill for an act relating to insurance coverage for prescription drugs used in the treatment of stage IV cancer, and including applicability provisions.

Read first time and referred to committee on Commerce.

<u>House File 874</u>, by Gaines and Thede, a bill for an act relating to insurance coverage for diagnostic breast cancer examinations, and including applicability provisions.

Read first time and referred to committee on Commerce.

<u>House File 875</u>, by Gaines, a bill for an act establishing a commission within the economic development authority for the purpose of creating sister-state relationships in Africa.

Read first time and referred to committee on **Economic Growth**.

<u>House File 876</u>, by Gaines, a bill for an act providing for a teacher licensure renewal requirement relating to cultural competency training.

Read first time and referred to committee on Education.

House File 877, by Gaines, a bill for an act relating to the establishment of a program that allows an out-of-state applicant or student to pay in-state tuition rates at a state university or community college if the individual agrees to live and work in Iowa for a specified time period following graduation.

Read first time and referred to committee on Education.

House File 878, by Gaines, a bill for an act requiring school districts and accredited nonpublic schools to offer and teach in grades nine through twelve one unit of the history of refugee migration in and to the United States.

Read first time and referred to committee on Education.

House File 879, by Gaines, a bill for an act providing that the United States history unit requirement under the state's educational standards must include instruction in African American history.

Read first time and referred to committee on Education.

House File 880, by Gaines, a bill for an act requiring school districts and accredited nonpublic schools to offer and teach one unit of African American history in grades nine through twelve.

Read first time and referred to committee on Education.

<u>House File 881</u>, by Gaines, a bill for an act relating to the employment of social workers by county sheriffs and municipal police departments.

Read first time and referred to committee on Public Safety.

House File 882, by Gaines, a bill for an act relating to residency requirements for deputy sheriffs and police officers.

Read first time and referred to committee on Public Safety.

House File 883, by Gaines, a bill for an act providing for climate impact statements to be attached to bills.

Read first time and referred to committee on State Government.

<u>House File 884</u>, by Gaines, a bill for an act establishing Juneteenth as a legal public holiday and paid holiday.

Read first time and referred to committee on **State Government**.

House File 885, by Salmon, a bill for an act providing for an increase in the barrel tax on beer and making appropriations.

Read first time and referred to committee on Ways and Means.

House File 886, by Gerhold, Thompson, and Bloomingdale, a bill for an act relating to the state inheritance tax by modifying gift amounts excludable in an estate and modifying the exemption amount of estates of a certain size, and including applicability provisions.

Read first time and referred to committee on Ways and Means.

<u>House File 887</u>, by Gerhold and Thompson, a bill for an act relating to exemptions to the state inheritance tax of estates, and including applicability provisions.

Read first time and referred to committee on Ways and Means.

House File 888, by Gerhold and Thompson, a bill for an act reducing the state inheritance tax rates and providing for the future repeal of the state inheritance tax and state qualified use inheritance tax.

Read first time and referred to committee on Ways and Means.

SENATE MESSAGE CONSIDERED

<u>Senate File 586</u>, by committee on Appropriations, a bill for an act relating to banks, making appropriations, providing civil penalties, and making civil penalties applicable.

Read first time and referred to committee on Commerce.

CONSIDERATION OF BILL Appropriations Calendar

House File 867, a bill for an act relating to and making appropriations and related statutory changes involving certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, was taken up for consideration.

Landon of Polk offered amendment $\underline{\text{H-}1400}$ filed by him from the floor and moved its adoption.

Amendment <u>H-1400</u> was adopted.

Hall of Woodbury offered amendment $\underline{\text{H-}1401}$ filed by him from the floor and moved its adoption.

Roll call was requested by Hall of Woodbury and Konfrst of Polk.

On the question "Shall amendment H-1401 be adopted?" (H.F. 867)

The ayes were, 36:

Abdul-Samad	Anderson	Bohannan	Breckenridge
Brown-Powers	Cahill	Donahue	Ehlert
Forbes	Gjerde	Hall	Hansen
Hunter	Isenhart	Jacoby	James
Judge	Konfrst	Kressig	Kurth
Mascher	McConkey	Meyer, B.	Oldson
Olson	Prichard	Sieck	Smith
Steckman	Sunde	Thede	Wessel-Kroeschell
Wilburn	Williams	Winckler	Wolfe

The nays were, 55:

Andrews	Bacon	Bergan	Best
Bloomingdale	Boden	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold
Gobble	Graber	Gustafson	Hein
Hite	Holt	Ingels	Jacobsen
Jeneary	Kaufmann	Kerr	Klein
Landon	Latham	Lundgren	Maxwell
McClintock	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shipley
Siegrist	Sorensen	Stone	Thompson
Thorup	Westrich	Wheeler	Wills
Windschitl	Worthan	Speaker	
		Grassley	

Absent or not voting, 9:

Baxter	Bennett	Cohoon	Gaines
Jones	Lohse	Nielsen	Running-Marquardt
Staed			

Amendment H-1401 lost.

Hall of Woodbury offered amendment $\underline{H-1402}$ filed by him from the floor and moved its adoption.

Roll call was requested by Hall of Woodbury and Konfrst of Polk.

On the question "Shall amendment H-1402 be adopted?" (H.F. 867)

The ayes were, 36:

Abdul-Samad Anderson Bohannan Breckenridge Brown-Powers Cahill Donahue Ehlert Forbes Gjerde Hall Hansen Isenhart Hunter Jacoby James Judge Konfrst Kressig Kurth Meyer, B. Oldson Mascher McConkey Olson Prichard Running-Marquardt Smith Steckman Sunde Thede Wessel-Kroeschell

Wilburn Williams Winckler Wolfe

The nays were, 56:

Andrews Bacon Bergan Best Bloomingdale Boden Bossman Bradley Brink Bush Cisneros Deyoe Dolecheck Gerhold Fisher Fry Gobble Graber Gustafson Hein Hite Holt Jacobsen Ingels Jeneary Kaufmann Kerr Klein Maxwell Landon Latham Lundgren McClintock Meyer, A. Mitchell Mohr Mommsen Moore Nordman Osmundson Paustian Salmon Sexton Shipley Sieck Siegrist Sorensen Stone Thompson Thorup Westrich Wheeler Windschitl Wills Worthan Speaker Grassley

Absent or not voting, 8:

Baxter Bennett Cohoon Gaines Jones Lohse Nielsen Staed

Amendment H-1402 lost.

Smith of Black Hawk offered amendment $\underline{H-1403}$ filed by him from the floor.

Landon of Polk rose on a point of order that amendment <u>H-1403</u> was not germane.

The Speaker ruled the point well taken and amendment $\underline{H-1403}$ not germane.

Smith of Black Hawk asked for unanimous consent to suspend the rules to consider amendment <u>H-1403</u>.

Objection was raised.

Smith of Black Hawk moved to suspend the rules to consider amendment H-1403.

Roll call was requested by Smith of Black Hawk and Hall of Woodbury.

On the question "Shall the rules be suspended to consider amendment H-1403?" (H.F. 867)

The ayes were, 36:

Abdul-Samad	Anderson	Bohannan	Breckenridg
Brown-Powers	Cahill	Donahue	Ehlert
Forbes	Gjerde	Hall	Hansen
Hunter	Isenhart	Jacoby	James
Judge	Konfrst	Kressig	Kurth
Mascher	McConkey	Meyer, B.	Oldson
Olson	Prichard	Running-Marquardt	Smith
Steckman	Sunde	Thede	Wessel-Kroe

oeschell

Wilburn Williams Winckler Wolfe

The nays were, 56:

Andrews	Bacon	Bergan	Best
Bloomingdale	Boden	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold
Gobble	Graber	Gustafson	Hein
Hite	Holt	Ingels	Jacobsen
Jeneary	Kaufmann	Kerr	Klein
Landon	Latham	Lundgren	Maxwell
McClintock	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Wills	Windschitl	Worthan	Speaker
			Grassley

Absent or not voting, 8:

Baxter Bennett Cohoon Gaines Jones Lohse Nielsen Staed

The motion to suspend the rules lost.

Hunter of Polk offered amendment $\underline{H-1404}$ filed by him from the floor.

Windschitl of Harrison rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

Hunter of Polk rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

Hunter of Polk moved the adoption of amendment H-1404.

Roll call was requested by Hunter of Polk and Konfrst of Polk.

On the question "Shall amendment <u>H-1404</u> be adopted?" (<u>H.F. 867</u>)

The ayes were, 36:

Abdul-Samad Bohannan Breckenridge Anderson Brown-Powers Cahill Donahue Ehlert Gjerde Hansen Forbes Hall Hunter Isenhart Jacoby James Kurth Judge Konfrst Kressig Meyer, B. Mascher McConkey Oldson Running-Marquardt Smith Olson Prichard Wessel-Kroeschell

Steckman Sunde Thede Wesse Wilburn Williams Winckler Wolfe

The nays were, 56:

Andrews Bacon Bergan Best Bradley Bloomingdale Boden Bossman Brink Bush Cisneros Deyoe Dolecheck Fisher Fry Gerhold GobbleGraber Gustafson Hein Ingels Jacobsen Hite Holt Jeneary Kaufmann Kerr Klein Latham Lundgren Maxwell Landon McClintock Meyer, A. Mitchell Mohr

Osmundson Mommsen Moore Nordman Paustian Salmon Sexton Shipley Sieck Siegrist Sorensen Stone Thorup Westrich Wheeler Thompson Wills Windschitl Worthan Speaker Grassley

Absent or not voting, 8:

Baxter Bennett Cohoon Gaines Jones Lohse Nielsen Staed

Amendment H-1404 lost.

Hunter of Polk offered amendment <u>H-1405</u> filed by him from the floor.

Landon of Polk rose on a point of order that amendment $\underline{\text{H-}1405}$ was not germane.

The Speaker ruled the point well taken and amendment $\underline{\text{H-}1405}$ not germane.

Hunter of Polk asked for unanimous consent to suspend the rules to consider amendment <u>H</u>–1405.

Objection was raised.

Hunter of Polk moved to suspend the rules to consider amendment H–1405.

Roll call was requested by Hunter of Polk and Wolfe of Clinton.

On the question "Shall the rules be suspended to consider amendment $\underline{\text{H-}1405}$?" (H.F. 867)

The ayes were, 36:

Abdul-Samad Anderson Bohannan Breckenridge Brown-Powers Ehlert Cahill Donahue Forbes Gierde Hall Hansen Hunter Isenhart Jacoby James Judge Konfrst Kurth Kressig Mascher McConkey Meyer, B. Oldson Olson Prichard Running-Marquardt Smith

Steckman Sunde Thede Wessel-Kroeschell

Wilburn Williams Winckler Wolfe

The nays were, 56:

Best Andrews Bacon Bergan Boden Bradley Bloomingdale Bossman Brink Bush Cisneros Deyoe Dolecheck Fisher Fry Gerhold Gobble Graber Gustafson Hein Hite Holt Ingels Jacobsen Kaufmann Klein Jeneary Kerr Landon Latham Lundgren Maxwell McClintock Meyer, A. Mitchell Mohr Mommsen Moore Nordman Osmundson Paustian Salmon Sexton Shipley Sieck Siegrist Sorensen Stone Wheeler Thompson Thorup Westrich Windschitl Worthan Speaker Grassley

Absent or not voting, 8:

Baxter Bennett Cohoon Gaines Jones Lohse Nielsen Staed

The motion to suspend the rules lost.

Hunter of Polk offered amendment <u>H-1406</u> filed by him from the floor.

Windschitl of Harrison rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

Landon of Polk rose on a point of order that amendment $\underline{\text{H-}1406}$ was not germane.

The Speaker ruled the point well taken and amendment $\underline{\text{H-}1406}$ not germane.

Hunter of Polk asked for unanimous consent to suspend the rules to consider amendment $\underline{H-1406}$.

Objection was raised.

Hunter of Polk moved to suspend the rules to consider amendment H-1406.

Roll call was requested by Hunter of Polk and Abdul-Samad of Polk.

On the question "Shall the rules be suspended to consider amendment H-1406?" (H.F. 867)

The ayes were, 36:

Abdul-Samad Anderson Bohannan Breckenridge Brown-Powers Cahill Donahue Ehlert Forbes GjerdeHall Hansen Isenhart James Hunter Jacoby Judge Konfrst Kressig Kurth Mascher Meyer, B. Oldson McConkey Olson Prichard Running-Marquardt Smith Wessel-Kroeschell Steckman Sunde Thede

Wilburn Williams Winckler Wolfe

The nays were, 56:

Andrews Bergan Best Bacon Bradley Bloomingdale Boden Bossman Brink Bush Cisneros Deyoe Dolecheck Fisher Fry Gerhold Gobble Graber Gustafson Hein Hite Holt Ingels Jacobsen Jeneary Kaufmann Kerr Klein Lundgren Landon Latham Maxwell McClintock Meyer, A. Mitchell Mohr Osmunds onMommsen MooreNordman Paustian Salmon Shipley Sexton Sieck Siegrist Sorensen Stone Wheeler Thompson Thorup Westrich Speaker Wills Windschitl Worthan Grassley

Absent or not voting, 8:

Baxter Gaines Bennett Cohoon Jones Lohse Nielsen Staed

The motion to suspend the rules lost.

Kaufmann of Cedar rose on a point of order under Rule 10, decorum in debate.

The Speaker resolved the point of order.

Windschitl of Harrison rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

Landon of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 867)

The ayes were, 55:

Andrews	Bacon	Bergan	Best
Bloomingdale	Boden	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold
Gobble	Graber	Gustafson	Hein
Hite	Holt	Ingels	Jacobsen
Jeneary	Kaufmann	Kerr	Klein
Landon	Latham	Lundgren	Maxwell
McClintock	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Sieck
Siegrist	Sorensen	Stone	Thompson
Thorup	Westrich	Wheeler	Wills
Windschitl	Worthan	Speaker Grassley	
		Grassiey	

The nays were, 37:

Abdul-Samad	Anderson	Bohannan	Breckenridge
Brown-Powers	Cahill	Donahue	Ehlert
Forbes	Gjerde	Hall	Hansen
Hunter	Isenhart	Jacoby	James
Judge	Konfrst	Kressig	Kurth
Mascher	McConkey	Meyer, B.	Oldson
Olson	Prichard	Running-Marquardt	Shipley
Smith	Steckman	Sunde	Thede
Wessel-Kroeschell	Wilburn	Williams	Winckler
Wolfe			

Absent or not voting, 8:

Baxter	Bennett	Cohoon	Gaines
Jones	Lohse	Nielsen	Staed

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Baxter of Hancock
Cohoon of Des Moines
Gaines of Polk
Jones of Clay
Nielsen of Johnson
Gaines of Polk
Lohse of Polk
Staed of Linn

IMMEDIATE MESSAGE

Windschitl of Harrison asked and received unanimous consent that **House File 867** be immediately messaged to the Senate.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 21, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 282, a bill for an act relating to abuse of a human corpse and providing penalties.

Also: That the Senate has on April 21, 2021, amended and passed the following bill in which the concurrence of the House is asked:

House File 304, a bill for an act relating to personal delivery devices, providing penalties, and making penalties applicable.

Also: That the Senate has on April 21, 2021, passed the following bill in which the concurrence of the Senate was asked:

<u>House File 314</u>, a bill for an act relating to notification of the general assembly concerning certain state government leases and real property acquisitions.

Also: That the Senate has on April 21, 2021, amended and passed the following bill in which the concurrence of the House is asked:

House File 391, a bill for an act relating to controlled substances and precursor substances, including amending the controlled substance and precursor substances schedules and including effective date provisions.

Also: That the Senate has on April 21, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 429, a bill for an act relating to matters under the purview of the Iowa lottery authority, and providing penalties.

Also: That the Senate has on April 21, 2021, passed the following bill in which the concurrence of the Senate was asked:

<u>House File 527</u>, a bill for an act relating to the authority of county boards of supervisors to amend an agreement between the counties to implement the county land record information system.

Also: That the Senate has on April 21, 2021, receded from the Senate amendment and passed the following bill in which the concurrence of the Senate was asked:

House File 654, a bill for an act relating to lighting devices and other equipment on snow plows and authorized emergency vehicles, providing penalties, making penalties applicable, and including effective date provisions.

Also: That the Senate has on April 21, 2021, passed the following bill in which the concurrence of the Senate was asked:

<u>House File 675</u>, a bill for an act relating to rules adopted by the board of educational examiners establishing standards for substitute teacher authorizations.

Also: That the Senate has on April 21, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 766, a bill for an act relating to the delivery of alcoholic beverages by retailers.

Also: That the Senate has on April 21, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 835, a bill for an act relating to trusts for persons with disabilities.

Also: That the Senate has on April 21, 2021, amended and passed the following bill in which the concurrence of the House is asked:

<u>House File 839</u>, a bill for an act relating to the financial exploitation of designated eligible adults, and making an appropriation.

Also: That the Senate has on April 21, 2021, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

<u>Senate File 532</u>, a bill for an act providing for statements of professional recognition for licensed behavior analysts and mental health counselors by the board of educational examiners and including effective date provisions.

W. CHARLES SMITHSON, Secretary

EXPLANATIONS OF VOTE

On April 6, 2021, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 527—"aye"	House File 561—"aye"
House File 588—"aye"	House File 761—"aye"
House File 846—"aye"	<u>House File 854</u> –"nay"
Senate File 424—"aye"	

Also: On April 7, 2021, I would have voted as follows:

House File 429–"aye"	House File 766—"aye"
Senate File 260-"aye"	Senate File 296—"aye"
Senate File 315—"aye"	Senate File 366—"aye"
Senate File 517–"nav"	

Also: On April 12, 2021, I would have voted as follows:

House File 311—"aye"	House File 390—"aye"
House File 746—"aye"	House File 775—"nay"
House File 852—"aye"	Senate File 185—"nay"
Senate File 466—"aye"	Senate File 532—"aye"
Senate File 546–"nav"	

Also: On April 13, 2021, I would have voted as follows:

House File 844—"aye"	House File 853—"aye"
House File 855—"aye"	House File 857—"aye"
Senate File 234–"aye"	Senate File 357—"aye"
Senate File 554—"aye"	Senate File 562—"aye"

Also: On April 14, 2021 I would have voted as follows:

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\begin{array}{ccc} \underline{\text{House File 865}}\text{--"aye"} & \underline{\text{House File 866}}\text{--"nay"} \\ \text{Amendment } \underline{\text{H-1340}} \text{ as amended } (\underline{\text{H.F. 698}})\text{--"aye"} \\ \text{Amendment } \underline{\text{H-1346}} \text{ to } \underline{\text{H-1342}} \text{ suspend the rules } (\underline{\text{S.F. 342}})\text{--"aye"} \\ \underline{\text{Senate File 342--"nay"}} & \underline{\text{Senate File 450--"aye"}} \end{array}
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Staed of Linn

AMENDMENTS FILED

<u>H-1400</u>	<u>H.F.</u>	867	Landon of Polk
<u>H-1401</u>	<u>H.F.</u>	867	Hall of Woodbury
<u>H-1402</u>	<u>H.F.</u>	867	Hall of Woodbury
<u>H-1403</u>	<u>H.F.</u>	867	Smith of Black Hawk
<u>H-1404</u>	<u>H.F.</u>	867	Hunter of Polk
H-1405	<u>H.F.</u>	867	Hunter of Polk
<u>H-1406</u>	<u>H.F.</u>	867	Hunter of Polk
H-1407	<u>H.F.</u>	839	Senate amendment
<u>H-1408</u>	<u>H.F.</u>	304	Senate amendment
<u>H-1409</u>	<u>H.F.</u>	391	Senate amendment

On motion by Windschitl of Harrison, the House adjourned at $3:42~\rm p.m.$, until $8:30~\rm a.m.$, Thursday, April $22,\,2021.$